

WEST VALLEY CITY, UTAH

RESOLUTION NO. _____

**A RESOLUTION AUTHORIZING THE CITY TO ENTER INTO
A DEVELOPMENT AGREEMENT WITH THANG PHAM AND
LOAN LUU FOR APPROXIMATELY 0.72 ACRES OF REAL
PROPERTY BEING DEVELOPED IN THE VICINITY OF 4085
SOUTH 4000 WEST.**

WHEREAS, Thang Pham and Loan Luu (herein “Developer”) owns real property within the limits of West Valley City, Utah, on which Developer proposes a commercial building located at approximately 4085 South 4000 West (herein the “Project”); and

WHEREAS, Developer has voluntarily represented to the West Valley City Council that they will enter into this binding development agreement (herein the “Agreement”); and

WHEREAS, Developer is willing to design and develop the Project in a manner that is in harmony with the City’s master plan and long-range development objectives, and which addresses the more specific planning issues set forth in this Agreement; and

WHEREAS, West Valley City, acting pursuant to its authority under § 10-9-101 et seq., Utah Code Annotated 1953, as amended, and City ordinances and land-use policies, has made certain determinations with respect to the proposed Project, and in the exercise of its legislative discretion, has elected to approve this Agreement;

NOW, THEREFORE, BE IT RESOLVED by the City Council of West Valley City, Utah, that the Agreement between West Valley City and Developer is hereby approved in substantially the form attached, and that upon approval of the final form of the Agreement by the City Manager and the City Attorney’s Office, the Mayor is hereby authorized to execute said Agreement for and on behalf of West Valley City, Utah.

PASSED, APPROVED and MADE EFFECTIVE this _____ day of _____, 2010.

WEST VALLEY CITY

MAYOR

ATTEST:

CITY RECORDER